

AMJUR Index

American Jurisprudence, Second Edition

Index updated February 2022

American Jurisprudence 2d General Index

JUDGES

JUDGES

Generally, [Judges § 1 to 252](#)

Abandonment of objection, [Judges § 204](#)

Abolition of judge's office, [Judges § 4](#)

Absence or presence

 New Trials (this index)

 substitute or special judges, below

 voir dire, [Jury § 166](#)

Absolute judicial immunity

 generally, [Judges § 61](#), [PublicOff § 301](#)

 applicability to judicial or nonjudicial acts, [Judges § 67 to 71](#)

 applicability to persons, [Judges § 63](#)

 bad faith, [Judges § 64](#)

 basis for immunity, [Judges § 62](#)

 Bivens actions, [Judges § 66](#)

 civil rights actions, [Judges § 66](#)

 declaratory judgments, [Judges § 65, 66](#)

 injunctions, [Judges § 65, 66](#)

 jurisdiction or lack of jurisdiction, [Judges § 74 to 76](#)

 misconduct, [Judges § 64](#)

Accused, disparagement of. Disparagement, below

Actions against judges

 generally, [Judges § 61 to 76](#)

 bias or prejudice, [Judges § 130](#)

 financial or property interest, [Judges § 94](#)

 immunity, below

Acts of court

 generally, [Judges § 23](#)

 disqualification, validity of acts and orders after, [Judges § 212 to 214](#)

Administrative law judges

 Fair Housing Act (this index)

 Housing Discrimination (this index)

Adverse rulings, bias or prejudice, [Judges § 141](#)

Advice

 advising parties, [Trial § 200](#)

 advisory opinions, [Courts § 34](#)

Affidavit of prejudice

 generally, [Judges § 181 to 187](#)

 conclusiveness, [Judges § 189 to 191](#)

- filing affidavits
 - filing as disqualifying, [Judges § 184, 185](#)
 - necessity of filing, [Judges § 181](#)
- form of affidavit, [Judges § 183](#)
- good faith, attorney certificate of, [Judges § 187](#)
- necessity of filing affidavit, [Judges § 181](#)
- number of disqualifications, [Judges § 185](#)
- sufficiency of affidavit, [Judges § 183](#)
- supporting affidavits, [Judges § 186](#)
- time of affidavit, [Judges § 182](#)
- Agent, judge as, [Judges § 97](#)
- Aliens and Citizens (this index)
- Alternative dispute resolution, private judging, [AlterDisp § 12](#)
- Answers. Defenses, below
- Appeal and Review (this index)
- Appointment
 - judges, appointment of
 - generally, [Judges § 9](#)
 - substitute or special judges, below
 - vacancies, [Judges § 223](#)
 - judicial officers, appointment by judges, [Judges § 26, 109](#)
- Apportionment of work among judges of court, [Judges § 25](#)
- Arguments of Counsel (this index)
- Associations and clubs
 - member, judge as, [Judges § 102](#)
 - officer, judge as, [Judges § 103](#)
- Association with business or organization
 - generally, [Judges § 102 to 104](#)
 - associations and clubs, above
 - corporation, judge as officer, director, or trustee of, [Judges § 103](#)
 - member of organization, judge as, [Judges § 102](#)
 - religious organization, judge as officer, director, trustee, or advisor of, [Judges § 102](#)
 - stockholder, judge as, [Judges § 104](#)
- Attorney general in prior proceedings, judge as, [Judges § 158](#)
- Attorneys
 - abusive or disrespectful conduct, [Attnys § 50](#)
 - bias or prejudice, below
 - censure and punishment of counsel, [Trial § 229, 230](#)
 - comments by judge, below
 - communications with judge, [Attnys § 47](#)
 - contempt, [Attnys § 52](#)
 - criticism of judicial acts, [Attnys § 51](#)
 - evidence or papers, suppression or fabrication of, [Attnys § 49](#)
 - frivolous litigation, [Attnys § 46](#)
 - judges as attorneys. Attorneys, judges as, below
 - misconduct in relation to judges
 - generally, [Attnys § 45 to 53](#)
 - abusive or disrespectful conduct, [Attnys § 50](#)
 - communications with judge, [Attnys § 47](#)

- contempt, [Attnys § 52](#)
- criticism of judicial acts, [Attnys § 51](#)
- evidence or papers, suppression or fabrication of, [Attnys § 49](#)
- frivolous litigation, [Attnys § 46](#)
- unfounded litigation, [Attnys § 46](#)

- relationship to attorneys, below

- substitute or special judges, selection by members of bar, [Judges § 239](#)

- unfounded litigation, [Attnys § 46](#)

Attorneys, judges as

- practice of law by judges

- generally, [Judges § 46 to 49](#)

- light duties, judges with, [Judges § 48](#)

- prior proceedings, attorney in, below in this group

- prohibition of practice, [Judges § 46](#)

- resignation, practice after, [Judges § 49](#)

- restriction of practice, [Judges § 47](#)

- retirement, practice after, [Judges § 49](#)

- prior proceedings, attorney in

- generally, [Judges § 152 to 162](#)

- attorney-client relationship, [Judges § 156](#)

- attorney general, judge as, [Judges § 158](#)

- criminal proceedings, [Judges § 160 to 162](#)

- defense counsel, judge as, [Judges § 159, 160](#)

- identity of actions, [Judges § 157](#)

- matter in controversy, [Judges § 154](#)

- party as client, [Judges § 155](#)

- prosecutor, judge as, [Judges § 161, 162](#)

- similarity of actions, [Judges § 157](#)

- statutory provisions, [Judges § 153](#)

- qualifications of judges, [Judges § 6](#)

Automatic challenges, time limits on, [Judges § 171](#)

Background of judge, bias or prejudice, [Judges § 139](#)

Bankruptcy (this index)

Bench trials. Nonjury Trials (this index)

Bias or prejudice

- generally, [Judges § 123 to 144](#)

- actions against judges, [Judges § 130](#)

- adverse rulings, [Judges § 141](#)

- affidavit of prejudice, above

- apparent prejudice, [Judges § 134 to 140](#)

- attorneys

- bias against attorney, [Judges § 132](#)

- relationship or acquaintance with attorney, [Judges § 137, 138](#)

- representation of judge by counsel for party, [Judges § 140](#)

- background of judge, [Judges § 139](#)

- business relationship, [Judges § 136](#)

- campaign of judge, participation or contributions to, [Judges § 138](#)

- change of venue, [Venue § 58](#)

- comments by judge, [Judges § 143](#)

- constitutional law, [Judges § 126](#)
- definitions, [Judges § 124](#)
- erroneous rulings, [Judges § 141](#)
- evidence of bias or prejudice, prior rulings and conduct as, [Judges § 196](#)
- ex parte communications, [Judges § 142](#)
- extrajudicial bias, [Judges § 127](#), [128](#)
- Federal Courts (this index)
- intent, [Judges § 131](#)
- opinions, [Judges § 129](#)
- origin of bias, [Judges § 127](#), [128](#)
- personal bias, [Judges § 128](#)
- plea bargaining in prior proceedings, [Judges § 144](#)
- political campaign of judge, participation or contributions to, [Judges § 138](#)
- political relationship, [Judges § 136](#)
- presumption of impartiality and nonbias, [Judges § 125](#)
- pretrial negotiations, [Judges § 144](#)
- prior contact with party, [Judges § 133](#)
- prior proceedings, rulings or acts of judge in
 - generally, [Judges § 144](#), [196](#)
 - evidence of bias or prejudice, prior rulings and conduct as, [Judges § 196](#)
- reasonable question of impartiality, [Judges § 135](#)
- social relationship, [Judges § 136](#)
- statutory provisions, [Judges § 126](#)
- Bivens actions, absolute judicial immunity, [Judges § 66](#)
- Bonds and undertakings, [Judges § 10](#)
- Business relationship
 - association with business or organization, above
 - bias or prejudice, [Judges § 136](#)
- Campaign of judge, participation or contributions to, [Judges § 138](#)
- Censure of judges, [Judges § 20](#)
- Chambers. In Camera (this index)
- Change of Venue (this index)
- Changes in judges, [Courts § 2](#)
- Changing findings or conclusions, successor judges, [Judges § 33](#)
- Character witness, judges as, [Witn § 267](#)
- Citizen, judge as, [Judges § 108](#)
- Civil liability. Actions against judges, above
- Civil Rights (this index)
- Comments by judge
 - generally, [Trial § 203](#) to [230](#)
 - arguments of counsel, comments as to, [Trial § 227](#)
 - attorneys, comments as to
 - generally, [Trial § 226](#) to [230](#)
 - arguments of counsel, [Trial § 227](#)
 - censure and punishment of counsel, [Trial § 229](#), [230](#)
 - cure of error, [Trial § 240](#)
 - examination of witnesses, [Trial § 228](#)
 - objections to comments, [Trial § 238](#)
 - trial strategy, [Trial § 227](#)

- bias or prejudice, [Judges § 143](#)
- chambers, disclosures of motions or proceedings in, [Trial § 204](#)
- compromise or reconciliation, suggestion of, [Trial § 213](#)
- correction by other authorities, possibility of, [Trial § 211](#)
- credibility of witnesses, comments on, [Trial § 224](#), [225](#)
- cure of error
 - generally, [Trial § 239](#) to [241](#)
 - attorneys, harsh treatment of criminal defense counsel, [Trial § 240](#)
 - Griffin rule, violations of, [Trial § 241](#)
- disclosures of motions or proceedings in chambers, [Trial § 204](#)
- disparagement, below
- evidence, comments on, [Trial § 206](#), [207](#)
- facial expressions, [Trial § 215](#)
- failure to testify or produce testimony, comments on
 - generally, [Trial § 205](#)
 - accused, disparagement of, [Trial § 217](#)
- Federal Courts (this index)
- federal practice and procedure, [Trial § 207](#)
- gestures, [Trial § 215](#)
- Griffin rule, violations of
 - generally, [Trial § 232](#)
 - accused, disparagement of, [Trial § 236](#)
 - cure of error, [Trial § 241](#)
- guilt of accused, opinion as to, [Trial § 219](#), [220](#)
- Instructions to Jury (this index)
- jocularity, [Trial § 214](#)
- lie detector test, comments on willingness of accused to submit to, [Trial § 221](#)
- manner of remarks, [Trial § 214](#)
- misconduct. Objections to comments, below in this group
- objections to comments
 - generally, [Trial § 231](#) to [241](#)
 - accused, disparagement of, [Trial § 235](#), [236](#)
 - attorneys, comments as to, [Trial § 238](#)
 - cure of error, above in this group
 - disparagement, below
 - effect of misconduct, [Trial § 233](#) to [238](#)
 - Griffin rule, violations of, above in this group
 - improper judicial comments, effect of, [Trial § 233](#)
 - parties, disparagement of, [Trial § 234](#)
 - preservation of error, below in this group
 - witnesses, comments as to, [Trial § 237](#)
- pardon or parole, [Trial § 212](#)
- perjury, warnings as to, [Trial § 225](#)
- preservation of error
 - generally, [Trial § 231](#)
 - Griffin rule, violations of, [Trial § 232](#)
- reconciliation, suggestion of, [Trial § 213](#)
- rulings, remarks when making, [Trial § 210](#)
- state testimony uncontradicted, statement that, [Trial § 218](#)

subject matter or importance of litigation, disparaging or discrediting, [Trial § 209](#)

tone of remarks, [Trial § 214](#)

trial strategy, comments as to, [Trial § 227](#)

witnesses, comments as to

generally, [Trial § 223 to 225](#)

credibility of witnesses, comments on, [Trial § 224, 225](#)

objections to comments, [Trial § 237](#)

perjury, warnings as to, [Trial § 225](#)

Communications

attorney, misconduct in relation to judges, [Attnys § 47](#)

Jury Trials (this index)

Compensation of judges

generally, [Judges § 50 to 60](#)

additional compensation, [Judges § 53](#)

adequacy of compensation, [Judges § 52](#)

changes in compensation

generally, [Judges § 57 to 60](#)

expense allowances, [Judges § 58](#)

retirement benefits, [Judges § 59](#)

suspension of pay pending disciplinary or criminal proceedings, [Judges § 60](#)

disability benefits, [Judges § 55](#)

disparities in compensation or benefits, [Judges § 51, 56](#)

expenses, allowances for, below

Federal Courts (this index)

financial or property interest, [Judges § 93](#)

pensions and retirement, below

right to compensation, [Judges § 51](#)

suspension of pay pending disciplinary or criminal proceedings, [Judges § 60](#)

types of judges, [Judges § 51, 56](#)

Compensation of judicial officers, setting by judges, [Judges § 26](#)

Competency of Witnesses (this index)

Conclusiveness of affidavit of prejudice, [Judges § 189 to 191](#)

Conduct of judge

generally, [Trial § 199 to 241](#)

advising parties, [Trial § 200](#)

comments by judge, above

examination of witnesses, below

facial expressions, [Trial § 215](#)

gestures, [Trial § 215](#)

misconduct, below

Confidentiality of impeachment and removal proceedings, [Judges § 18](#)

Consent of parties effecting waiver of disqualification, [Judges § 206](#)

Constitutional law

bias or prejudice, [Judges § 126](#)

creation of judge's office, [Judges § 3](#)

disqualification, [Judges § 82](#)

Federal Courts (this index)

Former Jeopardy (this index)

Contempt (this index)

- Contracts (this index)
- Coram nobis, judges who can entertain petition, [HabeasCorp § 207](#)
- Corporations (this index)
- Correction by other authorities, possibility of, [Trial § 211](#)
- Costs and expenses. Expenses, allowances for, below
- Costs of action
 - communications with jurors, [Trial § 1300](#)
 - financial or property interest, [Judges § 94](#)
- Court, relation of judge to, [Courts § 2](#)
- Court-Martial (this index)
- Court of Federal Claims (this index)
- Creation of judge's office, [Judges § 3](#)
- Credibility of witnesses, comments on, [Trial § 224, 225](#)
- Criminal Law (this index)
- Cure of error. Comments by judge, above
- Damages, financial or property interest, [Judges § 94](#)
- Debtors and creditors
 - fiduciary of estate, judge as, [Judges § 107](#)
 - party or estate, judge as debtor to, [Judges § 96](#)
- Decisions or Opinions of Court (this index)
- Declaratory judgments, absolute judicial immunity, [Judges § 65, 66](#)
- De facto judges
 - generally, [Judges § 226 to 231](#)
 - challenge to authority, [Judges § 231](#)
 - creation of de facto judges, [Judges § 228, 229](#)
 - holding over, [Judges § 229](#)
 - requisites, [Judges § 227](#)
 - validity of judicial acts, [Judges § 230](#)
- Defenses
 - disparaging or discrediting defense, [Trial § 208](#)
 - raising defenses by judge, [Pleading § 235](#)
- Definition, [Judges § 1](#)
- Delay of motions for disqualification, [Judges § 174](#)
- Delegation of duties, [Judges § 22](#)
- Direct, certain, and present interest in property or subject matter, [Judges § 90](#)
- Directed Verdicts (this index)
- Directors
 - Corporations (this index)
 - religious organization, judge as director of, [Judges § 102](#)
- Disability
 - disability benefits, [Judges § 55](#)
 - Federal Courts (this index)
- Disciplinary proceedings
 - attorneys, above
 - censure of judges, [Judges § 20](#)
 - Federal Courts (this index)
 - suspension of pay pending disciplinary or criminal proceedings, [Judges § 60](#)
- Disclosures of motions or proceedings in chambers, [Trial § 204](#)
- Discretion of Court (this index)

Disparagement

- attorneys, disparagement of, [Trial § 240](#)
- defense, disparaging or discrediting, [Trial § 208](#)
- objections to comments
 - accused, disparagement of, [Trial § 235, 236](#)
 - parties, objections to disparagement of, [Trial § 234](#)
- parties, objections to disparagement of, [Trial § 234](#)
- subject matter or importance of litigation, disparaging or discrediting, [Trial § 209](#)

Disparities in compensation or benefits, [Judges § 51, 56](#)

Disqualification

- generally, [Judges § 80 to 222](#)
- acts and orders after disqualification, validity of, [Judges § 212 to 214](#)
- Appeal and Review (this index)
- applicability to courts and proceedings, [Judges § 85](#)
- bias or prejudice, above
- change of venue, [Venue § 58](#)
- constitutional law, [Judges § 82](#)
- construction of statutes, [Judges § 83](#)
- duty of judge to disqualify self, [Judges § 164, 165](#)
- effect of disqualification, [Judges § 209 to 214](#)
- evidence
 - presumption of qualification, [Judges § 125, 194, 195](#)
 - prior knowledge of disputed evidentiary facts, [Judges § 146](#)
 - prior rulings and conduct as evidence of bias, [Judges § 144, 196](#)
- failure to make timely objection, [Judges § 203](#)
- Federal Courts (this index)
- grounds, [Judges § 86 to 167](#)
- hearings, [Judges § 188](#)
- implied waiver of disqualification, [Judges § 202](#)
- interest in property or subject matter, below
- intervention, [Judges § 167](#)
- knowledge of judge, below
- motions for disqualification, below
- multiple-judge courts, [Judges § 214](#)
- necessity, disqualification as yielding to, [Judges § 84](#)
- notice or knowledge, below
- objections. Motions for disqualification, below
- peremptory challenges, below
- presumption of qualification, [Judges § 125, 194, 195](#)
- prior connection or knowledge of case or parties, below
- prior proceedings, below
- procedure, [Judges § 163 to 197](#)
- prohibition, writ of, [Prohibitin § 66 to 68](#)
- recusal, below
- removal of disqualification, [Judges § 215](#)
- retroactive effect, [Judges § 210](#)
- revocation of disqualification, [Judges § 216, 217](#)
- rights and duties of disqualified judge, [Judges § 209](#)
- statutory provisions, [Judges § 81 to 83](#)

- successive applications, [Judges § 192](#)
- time of objection. Motions for disqualification, below
- validity of actions pending disqualification, [Judges § 211](#)
- validity of statutes, [Judges § 82](#)
- waiver of disqualification, below

District Courts (this index)

District of Columbia courts, [DistCol § 21](#)

Elections

- apportionment of election districts, [Elections § 32](#)
- contested elections, qualifications of judge, [Elections § 396](#)
- interest of judges in elections, [Judges § 110](#)
- judges, election of
 - generally, [Judges § 8](#)
 - vacancies, [Judges § 224](#)

Eligibility. Qualifications, below

Employee, judge as, [Judges § 97](#)

Erroneous rulings, bias or prejudice, [Judges § 141](#)

Estate, interest in, [Judges § 106](#), [107](#)

Estoppel and waiver. Waiver of disqualification, below

Evidence

- comments by judge, above
- disqualification, above
- expert and opinion evidence, below
- presumption of nonbias, [Judges § 125](#), [194](#), [195](#)
- prior knowledge of disputed evidentiary facts, [Judges § 146](#)
- witnesses, below

Examination of witnesses

- attorneys, comments by judge as to examination by, [Trial § 228](#)
- judge, examination by, [Trial § 201](#), [202](#)

Exchange of judges, [Judges § 241](#)

Excuse for delay of motions for disqualification, [Judges § 174](#)

Exemptions from claims of creditors, tools and implements, [Exemptions § 79](#)

Ex parte communications, bias or prejudice, [Judges § 142](#)

Expenses, allowances for

- generally, [Judges § 54](#)
- changes in compensation, [Judges § 58](#)

Expert and opinion evidence

- judges as expert witnesses, [Witn § 266](#)

Expiration of term

- generally, [Judges § 28](#)
- substitute or special judges, [Judges § 247](#)

Extensions of time for temporary judges, [Judges § 248](#)

Extrajudicial bias, [Judges § 127](#), [128](#)

Facial expressions, comments by judge, [Trial § 215](#)

Failure to follow procedure for disqualification, [Judges § 205](#)

Failure to make timely objection, [Judges § 203](#)

Failure to testify or produce testimony. Comments by judge, above

Family members

- attorneys. Relationship to attorneys, below

- nonparty, relationship to, [Judges § 118, 119](#)
- parties. Relationship to party, below
- witness, relationship to, [Judges § 119](#)
- Federal Courts (this index)
- Fees, financial or property interest, [Judges § 93](#)
- Financial or property interest
 - generally, [Judges § 92 to 97](#)
 - agent, judge as, [Judges § 97](#)
 - associations and clubs, above
 - association with business or organization, above
 - compensation, [Judges § 93](#)
 - corporation, judge as officer, director, or trustee of, [Judges § 103](#)
 - costs of action, liability for, [Judges § 94](#)
 - damages, liability for, [Judges § 94](#)
 - debtor to party or estate, judge as, [Judges § 96](#)
 - employee, judge as, [Judges § 97](#)
 - estate, interest in, [Judges § 106, 107](#)
 - fees, [Judges § 93](#)
 - fiduciary of estate, judge as, [Judges § 107](#)
 - member of organization, judge as, [Judges § 102](#)
 - party, judge as, [Judges § 98](#)
 - position, interest in, [Judges § 95](#)
 - religious organization, judge as officer, director, trustee, or advisor of, [Judges § 102](#)
 - stockholder, judge as, [Judges § 104](#)
 - term, interest in, [Judges § 95](#)
- Findings (this index)
- Former Jeopardy (this index)
- Freedom of Information Act (FOIA) (this index)
- Gestures, comments by judge, [Trial § 215](#)
- Good faith
 - disqualification, attorney certificate of good faith, [Judges § 187](#)
 - immunity, [Judges § 64](#)
- Government officials, selection of substitute or special judges by, [Judges § 238](#)
- Grand jury, relationship with judge and prosecutor, [GrandJury § 6 to 8](#)
- Griffin rule. Comments by judge, above
- Guilt of accused, opinion as to, [Trial § 219, 220](#)
- Holding other office, [Judges § 43, 44](#)
- Holding over
 - generally, [Judges § 12](#)
 - de facto judges, [Judges § 229](#)
- Immunity
 - absolute judicial immunity, above
 - Bankruptcy (this index)
 - legislative immunity, [Judges § 72](#)
 - prosecutorial immunity, [Judges § 72](#)
 - qualified immunity, [Judges § 73](#)
- Impartiality. Bias or prejudice, above
- Impeachment and removal
 - generally, [Judges § 16 to 19](#)

- confidentiality of proceedings, [Judges § 18](#)
- grounds, [Judges § 19](#)
- nature of proceedings, [Judges § 17, 18](#)
- Implied waiver of disqualification, [Judges § 202](#)
- In Camera (this index)
- Independent proceedings for disqualification, [Judges § 173](#)
- Injunctions, absolute judicial immunity, [Judges § 65, 66](#)
- Instructions to Jury (this index)
- Insurance policyholders, relationship to, [Judges § 116](#)
- Intent, bias or prejudice, [Judges § 131](#)
- Interest in property or subject matter
 - generally, [Judges § 88 to 110](#)
 - association with business or organization, above
 - citizen, judge as, [Judges § 108](#)
 - direct, certain, and present interest, [Judges § 90](#)
 - elections, [Judges § 110](#)
 - financial or property interest, above
 - nature of interest, [Judges § 89 to 91](#)
 - party, judge as, [Judges § 98](#)
 - political activities, [Judges § 110](#)
 - relationship to party, below
 - resident, judge as, [Judges § 108](#)
 - substantial interest, [Judges § 91](#)
 - taxpayer, judge as, [Judges § 108](#)
 - witnesses, below
- Intervention, motions for disqualification, [Judges § 167](#)
- Jocular comments by judge, [Trial § 214](#)
- Judicial Councils and Conferences (this index)
- Judicial officers, appointment and removal of, [Judges § 26, 109](#)
- Jurisdiction
 - absolute judicial immunity, [Judges § 74 to 76](#)
 - Justices of the Peace (this index)
 - personal and subject matter jurisdiction, [CrimLaw § 449, 450](#)
 - territorial limits of power, [Judges § 24](#)
- Jury Trials (this index)
- Justices of the Peace (this index)
- Juvenile courts and delinquent and dependent children, [JuvenileCt § 6](#)
- Knowledge of judge
 - disqualifying facts, knowledge by judge, [Judges § 87](#)
 - judicial notice, [Evidence § 34](#)
 - prior connection or knowledge of case or parties, below
 - waiver of disqualification, [Judges § 200](#)
- Leave of Court (this index)
- Legislative immunity, [Judges § 72](#)
- Legislative power
 - abolition of judge's office, [Judges § 4](#)
 - creation of judge's office, [Judges § 3](#)
- Libel and Slander (this index)
- Light duties, practice of law by judges with, [Judges § 48](#)

- Magistrate judges. United States Magistrate Judges (this index)
- Magistrates (this index)
- Mandamus (this index)
- Mandatory retirement, [Judges § 14](#)
- Matter in controversy, [Judges § 154](#)
- Member of organization, judge as, [Judges § 102](#)
- Military Services (this index)
- Misconduct
 - attorneys, above
 - civil liability, immunity, [Judges § 64](#)
 - comments by judge, above
 - criminal law, [Judges § 78](#)
 - Former Jeopardy (this index)
 - mistrial
 - generally, [Trial § 1430](#)
 - Former Jeopardy (this index)
 - New Trials (this index)
- Motions for disqualification
 - generally, [Judges § 175](#)
 - abandonment of objection, [Judges § 204](#)
 - affidavit of prejudice, above
 - allegations, [Judges § 176](#), [177](#)
 - automatic challenges, time limits on, [Judges § 171](#)
 - excuse for delay, [Judges § 174](#)
 - failure to follow procedure, [Judges § 205](#)
 - failure to make timely objection, [Judges § 203](#)
 - independent proceedings, [Judges § 173](#)
 - intervention, [Judges § 167](#)
 - new proceedings, [Judges § 173](#)
 - nonstatutory time limits, [Judges § 169](#)
 - notice, [Judges § 178](#)
 - peremptory challenges, below
 - persons who may move to disqualify, [Judges § 166](#), [167](#)
 - process and service of process and papers, [Judges § 172](#)
 - service of information or summons, [Judges § 172](#)
 - statutory time limits, [Judges § 170 to 172](#)
 - time of objection
 - generally, [Judges § 168 to 174](#)
 - automatic challenges, [Judges § 171](#)
 - excuse for delay, [Judges § 174](#)
 - failure to make timely objection, [Judges § 203](#)
 - independent proceedings, [Judges § 173](#)
 - new proceedings, [Judges § 173](#)
 - nonstatutory time limits, [Judges § 169](#)
 - service of information or summons, [Judges § 172](#)
 - statutory time limits, [Judges § 170 to 172](#)
 - withdrawal of objection, [Judges § 204](#)
- Multiple-judge courts
 - apportionment of work among judges, [Judges § 25](#)

- disqualification, [Judges § 214](#)
- successor judges, [Judges § 30](#)
- Municipality, judge as officer of, [Judges § 105](#)
- New proceedings for disqualification, [Judges § 173](#)
- New Trials (this index)
- Nolle Prosequi (this index)
- Nonjury Trials (this index)
- Notice or knowledge
 - knowledge of judge, above
 - motions for disqualification, notice of, [Judges § 178](#)
- Oaths and affirmations
 - generally, [Judges § 10](#)
 - Federal Courts (this index)
 - substitute or special judges, [Judges § 235](#)
- Objections
 - comments by judge, above
 - disparagement, above
 - motions for disqualification, above
 - question by trial court, [Trial § 308](#)
 - substitute or special judges, below
- Occupational Safety and Health Act (OSHA), [Plant § 104](#)
- Officers
 - association, judge as officer of, [Judges § 103](#)
 - Corporations (this index)
 - judicial officers, appointment and removal by judge, [Judges § 26](#), [109](#)
 - municipality, judge as officer of, [Judges § 105](#)
 - religious organization, judge as officer of, [Judges § 102](#)
- Opinions
 - bias or prejudice, [Judges § 129](#)
 - court records, [Evidence § 1235](#)
 - Federal Courts (this index)
- Orders of court, validity of orders after disqualification, [Judges § 212 to 214](#)
- Other judges, selection of substitute or special judges by, [Judges § 238](#)
- Other office, holding, [Judges § 43](#), [44](#)
- Pardons (this index)
- Parole (this index)
- Parties
 - disparagement of parties, objections to, [Trial § 234](#)
 - judge as party, [Judges § 98](#)
 - motions for disqualification, persons who may make, [Judges § 166](#), [167](#)
 - objections to disparagement of parties, [Trial § 234](#)
 - prior connection or knowledge of case or parties, below
 - prior contact with party, [Judges § 133](#)
 - prior proceedings, judge as attorney of party in, [Judges § 155](#)
 - relationship to party, below
 - substitute or special judges, selection by parties, [Judges § 239](#)
 - waiver of disqualification by acts of parties, [Judges § 206 to 208](#)
- Pecuniary interest. Financial or property interest, above
- Pensions and retirement

- generally, [Judges § 13 to 15](#)
- bankruptcy, recall of retired judge, [Bankruptcy § 417](#)
- Federal Courts (this index)
- Federal Employees Retirement System (FERS), [Pensions § 1028](#)
- judicial activities after retirement, [Judges § 15](#)
- mandatory retirement, [Judges § 14](#)
- practice of law after retirement, [Judges § 48](#)
- retirement benefits
 - generally, [Judges § 55](#)
 - changes in compensation, [Judges § 59](#)
- Social Security (this index)
- substitute or special judges, retired judges as, [Judges § 236](#)
- vacancies, creation of, [Judges § 220](#)
- Peremptory challenges
 - generally, [Judges § 179](#)
 - criminal law, [Judges § 180](#)
- Perjury, warnings as to, [Trial § 225](#)
- Physical capacity or condition. Disability, above
- Plea bargaining in prior proceedings, [Judges § 144](#)
- Plea Bargaining (this index)
- Political activities
 - generally, [Judges § 45](#)
 - bias or prejudice, above
 - interest in property or subject matter, [Judges § 110](#)
- Position, interest in, [Judges § 95](#)
- Powers and duties, [Judges § 21 to 41](#)
- Prejudice. Bias or prejudice, above
- Presence or absence. Absence or presence, above
- Preservation of error. Comments by judge, above
- Presumption of nonbias, [Judges § 125, 194, 195](#)
- Pretrial negotiations, [Judges § 144](#)
- Prior connection or knowledge of case or parties
 - generally, [Judges § 145 to 162](#)
 - disputed evidentiary facts, knowledge of, [Judges § 146](#)
 - prior proceedings, below
- Prior proceedings
 - generally, [Judges § 147 to 151](#)
 - attorneys, judges as, above
 - bias or prejudice, prior rulings or conduct, [Judges § 144, 196](#)
 - different case, prior proceedings in, [Judges § 149](#)
 - evidence of bias, prior rulings and conduct as, [Judges § 144, 196](#)
 - retial of case reversed by higher court, [Judges § 151](#)
 - review of own acts, [Judges § 150](#)
 - same case
 - attorney in prior proceedings, judge as, [Judges § 157](#)
 - judge in prior proceedings, [Judges § 148](#)
- Privileges
 - Libel and Slander (this index)
 - Self-Incrimination Privilege (this index)

Process and service of process and papers, [Judges § 172](#)
Prohibition, writ of, disqualification of judge, [Prohibition § 66 to 68](#)
Property. Financial or property interest, above
Prosecutorial immunity, [Judges § 72](#)
Pro tempore judges
 extensions of time to act, [Judges § 248](#)
 substitute or special judges distinguished, [Judges § 233](#)
Qualifications
 generally, [Judges § 5, 6](#)
 substitute or special judges, [Judges § 234](#)
Qualified immunity, [Judges § 73](#)
Questions of Law and Fact (this index)
Quo warrant, [QuoWarr § 31](#)
Recall of retired judge, bankruptcy, [Bankruptcy § 417](#)
Reconciliation, suggestion of, [Trial § 213](#)
Reconsideration of rulings by other judges. Reconsideration (this index)
Reconsideration (this index)
Record of selection of substitute or special judges, [Judges § 240](#)
Recusal
 certiorari, reviewability of recusal motion, [Certiorari § 37](#)
 duty of recusal, [Judges § 164, 165](#)
 Federal Courts (this index)
 mandamus, [Mandamus § 266, 301](#)
Relationship to attorneys
 generally, [Judges § 120 to 122](#)
 bias or prejudice, [Judges § 137, 138](#)
 criminal law, [Judges § 122](#)
 statutory provisions, [Judges § 121](#)
Relationship to nonparty, [Judges § 118, 119](#)
Relationship to party
 generally, [Judges § 111 to 119](#)
 corporate directors or officers, relationship to, [Judges § 115](#)
 degree of relationship, [Judges § 113](#)
 insurance policyholders, relationship to, [Judges § 116](#)
 nature of interest of relative, [Judges § 117](#)
 nature of relationship, [Judges § 112, 113](#)
 persons who are parties, [Judges § 114 to 116](#)
 stockholders, relationship to, [Judges § 115](#)
Relationship to witness, [Judges § 119](#)
Religious organization, judge as officer, director, trustee, or advisor of, [Judges § 102](#)
Remand (this index)
Remarks. Comments by judge, above
Removal from office
 judges, removal of. Impeachment and removal, above
 judicial officers, removal by judges, [Judges § 26, 109](#)
Removal of disqualification, [Judges § 215](#)
Rescission, necessity for judicial action, [Contracts § 526](#)
Resignation
 generally, [Judges § 13 to 15](#)

judicial activities after resignation, [Judges § 15](#)

practice of law after resignation, [Judges § 48](#)

vacancies, creation of, [Judges § 220](#)

Retrial

reversal by higher court, retrial of case, [Judges § 151](#)

successor judges, [Judges § 35](#)

Retroactive effect of disqualification, [Judges § 210](#)

Return of regular judge, [Judges § 246](#)

Revocation of disqualification, [Judges § 216](#), [217](#)

Rulings. Decisions or Opinions of Court (this index)

Same case. Prior proceedings, above

Selection of judges

generally, [Judges § 7](#)

appointment, above

elections, above

qualifications, above

substitute or special judges, below

Self-Incrimination Privilege (this index)

Sentence and Punishment (this index)

Service of information or summons, [Judges § 172](#)

Social relationship, [Judges § 136](#)

Social Security (this index)

Sovereign immunity. Immunity, above

Special judges. Substitute or special judges, below

Stage of proceedings, substitution of judges at, [Trial § 154](#)

Stock and Stockholders (this index)

Substantial interest in property or subject matter, [Judges § 91](#)

Substitute or special judges

generally, [Judges § 232 to 252](#)

ancillary matters, authority as to, [Judges § 244](#)

appeal, objections on, [Judges § 252](#)

applicability, [Judges § 237](#)

bar, selection by members of, [Judges § 239](#)

contempt, [Contempt § 165](#)

duration of authority, [Judges § 245 to 248](#)

exchange of judges, [Judges § 241](#)

expiration of appointment, [Judges § 247](#)

extensions of time to act, [Judges § 248](#)

extent of authority, [Judges § 243](#), [244](#)

Federal Courts (this index)

federal rules, [Trial § 156](#)

government officials, selection by, [Judges § 238](#)

justification for substitute, [Judges § 234](#)

oaths and affirmations, [Judges § 235](#)

objections

generally, [Judges § 249 to 252](#)

appeal, objections on, [Judges § 252](#)

time of objections, [Judges § 250](#)

waiver of objections, [Judges § 251](#)

- other judges, selection by, [Judges § 238](#)
- parties, selection by, [Judges § 239](#)
- pro tem judges distinguished, [Judges § 233](#)
- qualifications, [Judges § 234](#)
- record of selection, [Judges § 240](#)
- retired judges, [Judges § 236](#)
- return of regular judge, [Judges § 246](#)
- rights, powers, and duties, [Judges § 242 to 248](#)
- selection of judges
 - generally, [Judges § 238 to 241](#)
 - bar, selection by members of, [Judges § 239](#)
 - exchange of judges, [Judges § 241](#)
 - government officials, selection by, [Judges § 238](#)
 - other judges, selection by, [Judges § 238](#)
 - parties, selection by, [Judges § 239](#)
 - record of selection, [Judges § 240](#)
- stage of proceedings, [Trial § 154](#)
- time
 - duration of authority, [Judges § 245 to 248](#)
 - extensions of time to act, [Judges § 248](#)
 - objections, time of, [Judges § 250](#)
 - stage of proceedings, [Trial § 155](#)
- waiver of objections, [Judges § 251](#)
- Substitution of court as fact finder, [Trial § 859](#)
- Successive applications for disqualification, [Judges § 192](#)
- Successor judges
 - generally, [Judges § 29 to 35](#)
 - changing findings or conclusions, [Judges § 33](#)
 - disqualification, revocation of, [Judges § 216, 217](#)
 - entry of judgments, [Judges § 31, 32](#)
 - multiple-judge courts, [Judges § 30](#)
 - rendition of judgments, [Judges § 31, 32](#)
 - retrial, [Judges § 35](#)
 - revocation of disqualification, [Judges § 216, 217](#)
 - stipulation, entry or rendition of judgments by, [Judges § 32](#)
 - vacating or setting aside, [Judges § 34](#)
- Supreme Court jurisdiction, state court judges sitting in chambers, [Appellate § 29](#)
- Suspension, [Judges § 20](#)
- Taking Case from Jury (this index)
- Taxpayer, judge as, [Judges § 108](#)
- Term of office
 - generally, [Judges § 11](#)
 - expiration of term, above
 - holding over, above
 - interest in term, [Judges § 95](#)
- Territorial limits of power, [Judges § 24](#)
- Time
 - affidavit of prejudice, time of, [Judges § 182](#)
 - objection, time of. Motions for disqualification, above

- substitute or special judges, above
- vacancies, duration of appointment or election, [Judges § 225](#)
- Trial by court. Nonjury Trials (this index)
- Trial strategy, comments as to, [Trial § 227](#)
- Trusts (this index)
- United States Magistrate Judges (this index)
- Vacancies
 - generally, [Judges § 218 to 225](#)
 - appointment, [Judges § 223](#)
 - creation of vacancies, [Judges § 219 to 221](#)
 - duration of appointment or election, [Judges § 225](#)
 - elections, [Judges § 224](#)
 - military service, entry of judge into, [Judges § 221](#)
 - procedure for filling vacancies, [Judges § 222 to 224](#)
 - resignation, [Judges § 220](#)
 - retirement, [Judges § 220](#)
- Vacation of court, acting in, [Judges § 27](#)
- Vacation of office, [Judges § 44](#)
- Verdicts (this index)
- View by court
 - zoning and planning, appeal and review, [Zoning § 920](#)
- Waiver of disqualification
 - generally, [Judges § 198 to 208](#)
 - abandonment of objection, [Judges § 204](#)
 - acts of parties, [Judges § 206 to 208](#)
 - consent of parties, [Judges § 206](#)
 - express waiver, [Judges § 202](#)
 - failure to follow procedure, [Judges § 205](#)
 - failure to make timely objection, [Judges § 203](#)
 - implied waiver, [Judges § 202](#)
 - knowledge, [Judges § 200](#)
 - other parties, effect as to, [Judges § 201](#)
 - participation in proceedings effecting waiver, [Judges § 207](#)
 - statutory provisions, [Judges § 199](#)
 - timely objection, failure to make, [Judges § 203](#)
 - withdrawal of objection, [Judges § 204](#)
- Waiver of objections to substitute or special judges, [Judges § 251](#)
- Withdrawal of objections, [Judges § 204](#)
- Witnesses
 - character witness, judges as, [Witn § 267](#)
 - comments by judge, above
 - examination of witnesses, above
 - expert and opinion evidence, above
 - judge as witness
 - generally, [Judges § 99 to 101](#)
 - duty of judge to disqualify self, [Judges § 165](#)
 - motions for disqualification, [Judges § 177](#)
 - Perjury (this index)
 - relationship of judge to witness, [Judges § 119](#)

End of Document

© 2022 Thomson Reuters. No claim to original U.S. Government Works.